

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

**MICHAEL LAYTON,**

Plaintiff,

vs.

**MDOC,**

Defendant.

2:20-CV-13428-TGB-KGA

HON. TERRENCE G. BERG

**JUDGMENT**

In accordance with the Opinion and Order issued on this date, **ACCEPTING AND ADOPTING** Magistrate Judge Kimberly G. Altman's February 16, 2023 Report and Recommendation (ECF No. 29) and **GRANTING** Defendant's Motion to Dismiss (ECF No. 26) it is **ORDERED AND ADJUDGED** that the case is **DISMISSED WITHOUT PREJUDICE**.

Dated at Detroit, Michigan: April 19, 2023

KINIKIA ESSEX  
CLERK OF THE COURT

s/A. Chubb  
Case Manager and Deputy Clerk

APPROVED:  
s/Terrence G. Berg  
HON. TERRENCE G. BERG  
UNITED STATES DISTRICT JUDGE